

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 8210 of 2003

Between:

Zilla Vikalangulla Sangham,
Regn.No.79/80 Gurajala,

Admn. Office at Vinukonda Guntur District,

Rep. by its president T. Saidamma

..... PETITIONER

The District Registrar of Societies,,

Narasaraopet, Guntur District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the igh Court will be pleased to issue a writ, or order or direction more parfticularly one in the nature of writ of Mandamus directing the respondent to receive the Resolution No. 03/2003 dt 7-2-2003 passed by the petitioner society intimating under which the new Managing Committee came into existence, and make necessary entries by declaring the impugned action dated 21-4-2003 is illegal, arbitrary and violative of the fundamental rights guaranteed under the Constitution of India.

Counsel for the Petitioner : MR.A.SATYA PRASAD

Counsel for the Respondent: GP FOR CO-OPERATION

The Court made the following :

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ORDER:

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Heard the learned counsel for the petitioner and the learned Government Pleader for Cooperation.

The petitioner herein which is a registered 'Sangham' known under the name and style of 'Zilla Vikalangulla Sangham', filed this writ petition, *inter alia*, seeking to assail the orders dated 21-04-2003 passed by the respondent herein in refusing to recognize the elected Body as submitted by them. The said rejection is mainly based upon the ground that there is a change in the nomenclature of the petitioner and also the entries as per the letter filed by the petitioner.

The learned counsel for the petitioner herein submits that though this petitioner's sangham is recognized and duly entered as Zilla Vikalangulla Sangham, but strangely the respondents rejected the resolution on the ground that there is change in the nomenclature.

Having considered submissions made, it is seen that the impugned order apparently is one without a notice and opportunity to the petitioner. Further it is the case of the petitioner that all through the representations are in the very same manner in which the present form is shown. In the circumstances, it is more desirable for the respondent to reconsider the entire issue after giving notice and opportunity to the petitioner. In this connection the petitioner shall file a detailed representation along with all the material in support thereof before the respondent herein and on receipt of which, the respondent shall consider the same and pass orders on merits in accordance with the law, after giving notice and opportunity to the petitioner.

Accordingly, the writ petition is disposed of. No costs.

19-07-2004

vs

To

1. The District Registrar of Societies,,
Narasaraopet, Guntur District.
2. Two CCs to the G.P for Co-operation, High Court Buildings,
Hyderabad.(O.U.T).
3. Two CD copies.